

United States Bankruptcy Court
Eastern District of Virginia
Norfolk Division

In re:
Nicholas Gregory Yellis
Julie Lee Anna Yellis

Case Number 05-75342-SCS
Chapter 13
Judge Stephen C. St. John

Debtor(s)

To: Nicholas Gregory Yellis

NOTICE OF DEFICIENT FILING

Upon authority of Local Bankruptcy Rule 5005-1, the documents submitted by you

44 – Motion for Return of Unclaimed Funds [Letter] (Related Document(s)42 Report of Deposit of Unclaimed Funds/Small Dividends filed by George W. Neal) filed by Nicholas Gregory Yellis. Objection(s) due by 12/1/2014. (Smith, Linda)

contain certain deficiencies as set forth below. Failure to correct the deficiencies, or to request a hearing, within **fourteen (14) days** from the date hereof may result in the pleading or other paper **being stricken from the record or, if a petition or complaint is deficient, the case or adversary proceeding being dismissed.**

REPRESENTATION AND APPEARANCES:

- the ECF registered participant attorney filing the document does not match the attorney's signature on the document.
- **Requirement of Counsel:** filed on behalf of an entity not a natural person acting on own behalf and not signed by counsel permitted to appear under LBR 2090-1. [See LBR 9010-1]
- **Identification of Attorney:** State Bar number omitted from document/proposed order. [See LBR 5005-1(C)(5) and 9022-1(A)]
- a written application for *pro hac vice* admission must be appended to the motion filed by a member of the Bar of this Court. [See LBR 2090-1(E)(2)(a)]

REQUIREMENT OF FORM:

- **Legibility:** not in compliance with LBR 5005-1(C)(1)
- **Caption, Official Forms:** [See LBR 5005-1(C)(2)] Every paper must bear the debtor(s) name, the case number and chapter of the case to which it pertains. *If applicable,* Case name and number do not match on paper submitted.
- **Signature Required:** not signed by counsel of record, or individual, if *pro se*.
 - *if corporation*, not signed by counsel. [See LBR 5005-1(C)(4)]
 - *if amendment to petition, lists or schedules*, not verified by unsworn declaration with original signature of all debtors and, if required, the original signature of the attorney. [See FRBP 1008]
 - *if document submitted in electronically filed case*, signature not indicated with the party's name and/or attorney's name typed in full on the signature line, e.g. /s/ Jane Doe. [See CM/ECF Policy Statement 8.B., Form of Signature of Attorney User and Non-Attorney User.]
- ☒ Document does not appear to be complete. Please review this filing for possible error and relate any amendment/correction to the original document.
- Document does not match the event entry used for docketing. Please review this filing and redocket using the correct event entry or redocket to attach the correct document.
- Document appears to be filed in the wrong case. Please review this filing and docket to the correct case.

VOLUNTARY PETITIONS:

- Not accompanied by a properly completed Voluntary Petition and/or required summary of schedules (2-pages), statements, schedules, lists and exhibits in substantial compliance with the Official Forms which are available on the Court's web site at www.vaeb.uscourts.gov.
- More than one entity listed as the debtor (*only husband and wife may file a joint voluntary petition*).
- Not verified by signature of attorney for debtor(s).
- Not verified by unsworn declaration with signature of all debtors.
- **If corporate debtor:** not accompanied by corporate resolution authorizing filing **and/or** not signed by attorney. [See LBR 1074-1]
- **If Chapter 11:** not accompanied by List of Twenty Largest Unsecured Claims. [See LBR 1007-1(H)]
- **If publicly traded chapter 11:** not accompanied by Exhibit A (attached to petition).
- **If submitted in electronically filed case,** a correct petition not attached at case opening. [See LBR 5005-1(C) and (D)]

Date: November 14, 2014

Clerk, United States Bankruptcy Court

By /s/ Julie Mapp Atkins, Deputy Clerk
Direct Dial Telephone No. 757-222-7535

Certificate of Notice Page 2 of 2

United States Bankruptcy Court
Eastern District of Virginia

In re:
Nicholas Gregory Yellis
Julie Lee Anna Yellis
Debtors

Case No. 05-75342-SCS
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0422-8

User: atkinsj
Form ID: defntc

Page 1 of 1
Total Noticed: 2

Date Rcvd: Nov 14, 2014

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Nov 16, 2014.

db +Nicholas Gregory Yellis, 3628 Forrester Lane, Virginia Beach, VA 23452-3115
+Nicholas Gregory Yellis, 641 Calista Drive, Chesapeake, VA 23320-3310

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
NONE. TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE. TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Nov 16, 2014

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on November 14, 2014 at the address(es) listed below:

George W. Neal courtmail@gwnch13.com
Kristen M. Smith on behalf of Debtor Nicholas Gregory Yellis bankruptcy@tomcsmith.com
Kristen M. Smith on behalf of Joint Debtor Julie Lee Anna Yellis bankruptcy@tomcsmith.com
Marvin A. Jaffe on behalf of Creditor Mortgage Electronic Registration Systems, Inc.
majaffepc@AOL.com

TOTAL: 4